

LEGISLATURE OF THE STATE OF IDAHO
Sixty-third Legislature First Regular Session - 2015

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 291

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO PUBLIC RECORDS; AMENDING SECTION 74-108, IDAHO CODE, AS ADDED IN SECTION 5, HOUSE BILL NO. 90, AS ENACTED BY THE FIRST REGULAR SESSION, SIXTY-THIRD IDAHO LEGISLATURE, TO PROVIDE THAT LAND MANAGEMENT PLANS REQUIRED FOR VOLUNTARY STEWARDSHIP AGREEMENTS ENTERED INTO PURSUANT TO LAW AND WRITTEN AGREEMENTS RELATING TO THE CONSERVATION OF ALL SPECIES OF SAGE GROUSE ENTERED INTO VOLUNTARILY BY OWNERS OR OCCUPIERS OF LAND WITH A SOIL CONSERVATION DISTRICT ARE EXEMPT FROM DISCLOSURE UNDER THE PUBLIC RECORDS ACT AND TO MAKE A TECHNICAL CORRECTION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 74-108, Idaho Code, as added in Section 5, House Bill No. 90, as enacted by the First Regular Session, Sixty-third Idaho Legislature, be, and the same is hereby amended to read as follows:

74-108. EXEMPTIONS FROM DISCLOSURE -- ARCHAEOLOGICAL, ENDANGERED SPECIES, LIBRARIES, LICENSING EXAMS. The following records are exempt from disclosure:

(1) Records, maps or other records identifying the location of archaeological or geophysical sites or endangered species, if not already known to the general public.

(2) Archaeological and geologic records concerning exploratory drilling, logging, mining and other excavation, when such records are required to be filed by statute for the time provided by statute.

(3) The records of a library which, when examined alone, or when examined with other public records, would reveal the identity of the library patron checking out, requesting, or using an item from a library.

(4) The material of a library, museum or archive ~~which~~ that has been contributed by a private person, to the extent of any limitation that is a condition of the contribution.

(5) Test questions, scoring keys, and other data used to administer a licensing examination, employment, academic or other examination or testing procedure before the examination is given if the examination is to be used again. Records establishing procedures for and instructing persons administering, grading or evaluating an examination or testing procedure are included in this exemption, to the extent that disclosure would create a risk that the result might be affected.

(6) Land management plans required for voluntary stewardship agreements entered into pursuant to law and written agreements relating to the conservation of all species of sage grouse entered into voluntarily by owners or occupiers of land with a soil conservation district.